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Patent
Attorney Docket No. 015291-146

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Elizabeth Colbert et al.

Application No.: 10/824,336

Group Art Unit: 1714

Filing Date: April 14, 2004

Examiner:

Title: COATING FOR WALL CONSTRUCTION

Confirmation No.: 5383

**FIRST
INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL LETTER**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a FIRST Information Disclosure Statement and accompanying form PTO-1449 for the above-identified patent application.

- No additional fee for submission of an IDS is required.
- The fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- A statement under 37 C.F.R. § 1.97(e), and the fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- Charge _____ to Deposit Account No. 02-4800 for the fee due.
- A check in the amount of _____ is enclosed for the fee due.
- Charge _____ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

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By William C. Rowland

William C. Rowland

Registration No. 30,888

Date: 10/6/04



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FIRST INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98.

Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed. However, copies of the listed U.S. patents and U.S. patent application publications are not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

The documents are being submitted within three (3) months of the filing or entry of the national stage of this application or before the first Office Action on the merits, whichever is later. Since these documents are being filed within the time period set forth in 37 C.F.R. § 1.97(b), no fee or statement is required.

FIRST Information Disclosure Statement
Application No. 10/824,336
Attorney's Docket No. 015291-146
Page 2

To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date 10/6/04

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**FIRST
INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1				Complete if Known	
Application Number	10/824,336				
Filing Date	April 14, 2004				
First Named Inventor	Elizabeth Colbert et al.				
Examiner Name					
Attorney Docket Number	015291-146				

U.S. PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document			Issue/Publication Date (MM-DD-YYYY)
	3,256,223		Heijmer			06-14-1966
	3,003,979		Ptasienski et al.			10-10-1961
	3,819,395		Yocom			06-25-1974
	3,984,596		Failmezger			10-05-1976
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	4,820,754		Negri et al.			04-11-1989
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	6,105,325		Zuber et al.			08-22-2000
	2003/0084633	A1	Zuber et al.			05-08-2003
	2003/0153651	A1	Bonetto et al.			08-14-2003
	2004/0154264	A1	Colbert			08-12-2004

FOREIGN PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	STATUS						
					Translation	Partial Translation	Eng. Lang. Summary	Search Report	IPER	Abstract	Cited in Spec
	WO 02/06183	A1	WIPO	01-24-2002							X

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	U.S. Patent Application No. 10/824,193, Colbert et al.; filed 4-14-2004
	U.S. Patent Application No. 10/823,428, Colbert et al.; filed 4-14-2004
	U.S. Patent Application No. 10/823,419, Gagne et al.; filed 04-13-2004
	"ACUMER® 9400 – DISPERSANT FOR PAPER AND PAPERBOARD COATINGS", Rohm and Haas Company, Special Polymers
	"ACUMER® 9300 – DISPERSANT FOR PAPER AND PAPERBOARD COATINGS", Rohm and Haas Company, Special Polymers
	GEORGE M. KUTCHER, JR., CDT, CSI, "REVISITING THE LEVELS OF GYPSUM BOARD FINISH", National Gypsum Company, pp. 1-3

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.
VA 392230.1